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DELIBERATIVE AGENDA  
SPECIAL CITY COUNCIL WORKSESSION  
MONDAY, NOVEMBER 4, 2013  
CONFERENCE ROOM 12, CITY HALL  
6:00 P.M. – 7:00 P.M.

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1. AGENDA
2. DISCUSSION: Peter Owens, CEDO Director and Nathan Wildfire, CEDO, re: PIAP Update
3. ADJOURNMENT

REGULAR MEETING, CITY COUNCIL  
MONDAY, NOVEMBER 4, 2013  
CONTOIS AUDITORIUM, CITY HALL  
7:15 P.M.

PRESENT: City Council President Shannon, Councilors Bushor, Worden, Tracy, Knodell, Ayres, Mason, Paul, Blais and Decelles

ABSENT: Councilors Siegel, Brennan, Hartnett and Aubin

CITY ATTORNEY'S OFFICE: Eileen Blackwood

CLERK/TREASURER'S OFFICE: Bob Rusten, Scott Schrader and Rich Goodwin

CITY COUNCIL PRESIDENT SHANNON PRESIDING:

1. AGENDA

On a motion by Councilors Mason and Bushor the agenda was unanimously adopted as amended as follows: amend action for consent agenda item 5.20. COMMUNICATION: Corey Mallon, RN, 32 Forest Street, re: St. Joseph's school (pf 10/21/13) to "waive the reading, accept the communication, place it on file and refer it to the Board of Finance;" amend action for consent agenda item 5.26.

COMMUNICATION: Norman Baldwin, P.E., City Engineer/Assistant Director-Technical Services, re: Request special consideration to repave St. Paul Street between King and Maple in lieu of Excavation Fees to "waive the reading, accept the communication, place it on file and refer it to the Board of Finance;" add to the consent agenda item 5.27. COMMUNICATION: Jeffrey A. Herwood, C/T Office, re: Muncil Payment Plan-054-2-062-000 with the consent action to "waive the reading, accept the communication and place it on file;" add to the consent agenda item 5.28. COMMUNICATION: Hunter Rieseberg, Vermont League of Cities and Towns President, re: VLCT Board Sets DY15 Dues with the consent action to "waive the reading, accept the communication, place it on file and send a copy to the Board of Finance."

2. REPORT: Board of Airport Commissioners, Jeff Munger, Chair, Burlington International Airport, re: Burlington Airport Commission's Annual Report, FY 2013

Jeff Munger, Airport Commission Chair, stated that in FY13 they spent a lot of time addressing Airport needs. They created a strategic plan committee and will receive a report on that. The most important thing that the Airport did was to continue to stabilize finances and to maintain debt service coverage. They ended the year with a score of 1.46. Rating agencies like to see at least 1.25. As they start the new fiscal year, their debt score has continued to improve with a rate of 1.74 in December. They have fully funded their reserves and refinanced \$24 million of debt which will save them about \$300,000 per year. Aviation

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activity is down nationwide because of the recession and the airlines concentrating seats. Burlington was down over 1,500 seats at one point. Airlines then get fuller loads and tickets become more expensive. With the startup of Delta's non-stop service to Atlanta, enplanements were up 3% in August. September, which is usually a slow month, saw an 8% increase. Airport staff communicates with the airlines almost daily to try to get larger planes with more seats and service to Burlington. They have Delta, JetBlue, United and Porter Air. They want to take care of the airlines that they have. They replaced the terminal roof, which was leaking. They put out an RFP for food service and the Skinny Pancake is now in the Airport. They have post-security restaurants and the Chubby Muffin at pre-screening. They renegotiated a contract with Hudson News. They have invested in increasing the size of their facilities. There are one pre-screening and two post-screening locations. They offer a number of Vermont products. These successes mean revenue for the Airport. The Airport staff has done a great job of maximizing rents. They are working to get all of their leases up to date. They are continuing to market heavily to Canada, who represent 30-40% of their customers. It still behooves them to come down because Burlington's fares are typically cheaper. Greyhound Bus Lines has been successful since moving to the Airport. They offer direct service to Montreal so many Canadians fly from other parts of Quebec to Trudeau and then take a bus to Burlington. He noted that Taxi Administration at the Airport is becoming very cumbersome and inefficient. They work with one member of the Police Department to handle all of the hearings. They need to work to find a better solution. They made national news by having a yoga space for people to relax. They also have a private place for breastfeeding moms.

Councilor Bushor stated that she visits the Airport regularly to take the bus. She believes that Greyhound is a wonderful service. Busses often get delayed significantly coming into the U.S. She suggested they speak to their Senators to see if there is a way to improve that, because she sees that could be a wrinkle in customer satisfaction if people are trying to catch a flight in Burlington. She hopes they can figure out a way to improve that. Mr. Munger stated he works for Senator Sanders. They have had this problem for a while and it is because of a staffing issue. They are working to address it.

Councilor Tracy inquired what conversations they have had to try to improve relations with South Burlington. Mr. Munger stated the change in the South Burlington Town Manager and Select Board members has allowed them to improve relations. The Airport Director has met with South Burlington on almost a weekly basis. They are moving in the right direction. It is about time that they work to solve the problems between the two communities. Bill Keogh, Airport Commissioner, stated they have made a number of inroads on that issue. They are addressing their legal issues and the relationship has improved drastically.

Councilors Tracy and Worden made a motion to waive the reading, accept the report and place it on file. The motion passed unanimously.

3. REPORT: Spencer Newman, Burlington Electric Commission, re: Commission Chair Report

Spencer Newman, Burlington Electric Commission Chair, stated that BED has moved towards their goals of increasing efficiency, completing renewable energy contracts, moving forward with the Smart Grid project, renegotiating the Winooski One purchase, maintaining stable rates and solidifying their financial position. He is pleased that the Smart Grid project is almost complete. The majority of Burlington residents can log on to the website and view their electric usage in 15 minute intervals. The implementation of the project has also led to several efficiencies, including becoming aware of power outages much sooner than they used to be able to. This allows them to repair them more quickly. They have done well with their Service Quality and Reliability Plan. They have met their goals in all categories. Because of their aggressive energy efficiency work, the average residential usage has decreased 29% since 1989. Their FY14 budget does not call for any rate increases. As long as market conditions and renewable energy credits are stable, there will be no increases. The Department does an outstanding job at controlling its operating expenses. Their investments in the grid and smart meter

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project has resulted in increased reliability and lessened unplanned outages. Line loss has been reduced from 4% in 1996 to 2.5%. This year they expect half a million dollars in savings due to the efforts they have made in efficiency and line loss. The administrative cost per customer has declined by 18% since 2003 when adjusted for inflation. He is optimistic that the conservative financial management of the Department will help them increase their credit rating. The 2012 Integrated Resource Plan received approval from the Public Service Board. It states that the Department's and Commission's goals of moving the department towards 100% renewable energy in the near future while keeping rates stable and regionally competitive. They have purchased several long term wind contracts and are continuing to negotiate the purchase of the Winooski One hydro facility. They have also created a Lighting Commission to review City-wide lighting standards and fixtures.

Councilor Bushor stated that she is interested in the lighting policy. UVM brought forward a resolution about lighting asking them to look at the placement of lighting and clearing around lights so walkways would be safer for people. She is glad that they have this committee because everyone throughout the community will benefit from roadways and pathways being better lit. The performance measures report is useful to tell them if they are meeting their goals and mission. They can then compare them year to year. She finds this helpful and hopes that they can use this in other Departments.

Councilor Tracy stated that he appreciates the aggressive push to move towards renewables. He inquired what information they can share about the Winooski One negotiations. Mr. Newman stated he cannot say much. The Commission voted to authorize negotiations to begin and those are in progress. As soon as they are able to release information, they will. Councilor Tracy inquired if there is a timeline as to when that may happen. Mr. Newman stated it is in arbitration right now and he is unsure of the rules. He knows that both sides have a sense of urgency to get this resolved.

Councilor Worden stated that there was recently an Electric Vehicle Day. They were told that one benefit of Smart Grid is that BED would be able to have variable rates for peak and off peak hours. There is a big interest in that for people who do want to be able to plug in their cars. That would be an incentive to charge during off peak hours. He inquired if that is coming and if there are additional benefits to Smart Grid. Mr. Newman stated Smart Meters allow people to measure usage every 15 minutes rather than once a month. Because it can be read so frequently, they can charge people more for the times at which they are using power. They can be charged more on a hot summer day when power costs are higher than they would be on a cool fall day when they are not using heating or cooling. Other areas have instituted time of use rates so that it is cheaper to buy power at night when there is less demand on power. It costs less to charge vehicles at off peak hours. He supports time of use rates and believes the Public Service Department is looking into it on a statewide level. They have to figure out how to implement it to encourage people to take advantage of time of use rates without penalizing people unfairly.

Councilors Tracy and Bushor made a motion to waive the reading, accept the report and place it on file. The motion passed unanimously.

### 4. PUBLIC FORUM

City Council President Shannon opened the public forum at 7:32 p.m.

<u>Name</u>	<u>Ward/Affiliation</u>	<u>Subject</u>
Charles Simpson	Ward 6 Resident	Opposed to F-35s
Ray Gonda	S. Burlington Resident	Opposed to F-35s
Heather Lawton	Ward 6 Resident	In Favor of Gun Regulations

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Paul Fleckenstein	Ward 3 Resident	Opposed to F-35s
James Marc Leas	S. Burlington Resident	Opposed to F-35s
Eileen Andreoli	Winooski Resident	Opposed to F-35s
Bill Keogh	Ward 5 Resident	Compliment for Council President
Michael Mahoney	Winooski Resident	Opposed to F-35s
Jean Saysani	Winooski Resident	Opposed to F-35s
Katie Kirby	Winooski Resident	Opposed to F-35s

There being no one further coming forward and no objection from the remaining Council, City Council President Shannon closed the public forum at 7:56 p.m.

5. CONSENT AGENDA

On a motion by Councilors Bushor and Knodell the consent agenda was unanimously adopted as amended thus taking the following actions as indicated. Councilor Mason stated he will recuse himself from consent agenda items 5.09. & 5.26., as his firm represents a party in each of those matters.

5.01. COMMUNICATION: Lori Olberg, Licensing, Voting & Records Coordinator, re:  
Accountability List

\*waive the reading, accept the communication and place it on file

5.02. RESOLUTION: Authorization to Pursue Tax Collection Litigation (Councilors Shannon, Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

5.03. RESOLUTION: Authorization to Amend The Fire Department Budget to Account for Burlington's Annual Contribution for Indigent Care Provided by The Visiting Nurse Association (Councilors Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

5.04. COMMUNICATION: Lise E. Veronneau, Business Administrator, Burlington Fire and Police Departments, re: FY 14 Contribution to VNA

\*waive the reading, accept the communication and place it on file

5.05. RESOLUTION: Authorization to Execute Contract with A. Marcelino & Company for Plowing and Snow Removal on The Church Street Marketplace (Fall, 2013 – Spring, 2016)(Councilors Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

5.06. COMMUNICATION: Church Street Marketplace Department, re: Authorize City of Burlington To Execute Contract with A. Marcelino & Company for Snowplowing and Removal for The Church Street Marketplace District, 2013 -2016

\*waive the reading, accept the communication and place it on file

5.07. RESOLUTION: Authorization for Purchase of Ambulance for Fire Department

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(Councilors Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

5.08. COMMUNICATION: Lise E. Veronneau, Business Manager, Burlington Fire & Police Departments, re: Ambulance Replacement FY 14

\*waive the reading, accept the communication and place it on file

5.09. RESOLUTION: Approval of Amendment to Amended and Restated Agreement for Hydroelectric Project Development Between BED and Winooski One Partnership (Councilors Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

Councilor Aubin did not vote on this item.

5.10. RESOLUTION: Authorization for Purchase of Excavator (Councilors Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

5.11. COMMUNICATION: Laurie Adams, Assistant Director DPW Water Quality to Burlington Board of Finance, re: Request to Purchase & Finance an Excavator

\*waive the reading, accept the communication and place it on file

5.12. RESOLUTION: Contract Amendment – Downtown & Waterfront Plan Town Planning and Urban Design Collaborative (TPUDC) (Councilors Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

5.13. COMMUNICATION: Sandrine Thibault, AICP, Comprehensive Planner, Department of Planning and Zoning, re: Contract Amendment: planBTV-Downtown & Waterfront Plan – Town Planning and Urban Design Collaborative (TPUDC)

\*waive the reading, accept the communication and place it on file

5.14. RESOLUTION: Authorization to Amend Champlain Parkway Design Contract with Clough, Harbor & Associates, LLP (Councilors Shannon, Bushor, Aubin, Knodell: Board of Finance)

\*waive the reading and adopt the resolution

5.15. COMMUNICATION: Norman Baldwin, P.E., City Engineer, Department of Public Works, re: Champlain Parkway Design Contract Amendment with Clough Harbor & Associates

\*waive the reading, accept the communication and place it on file

5.16. COMMUNICATION: Harold Skorstad, re: October 28<sup>th</sup> City Council Meeting re: F-35s

\*waive the reading, accept the communication and place it on file

5.17. COMMUNICATION: Tom Papp, President, Strathmore Homeowners Association, re: South 40 Solar LLC Power Purchase by BED (pf 10/21/13)

\*waive the reading, accept the communication and place it on file

5.18. COMMUNICATION: Carolyn Bates, 20 Caroline Street, re: Recent Gun Incidents in Burlington (pf 10/21/13)

\*waive the reading, accept the communication and place it on file



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5.19. COMMUNICATION: Jim Robert, Ward 7, re: 10/21/13 City Council Meeting (pf 10/21/13)  
\*waive the reading, accept the communication and place it on file

5.20. COMMUNICATION: Corey Mallon, RN, 32 Forest Street, re: St. Joseph's School  
(pf 10/21/13)  
\*waive the reading, accept the communication, place it on file and refer it to the Board of Finance

5.21. COMMUNICATION: Kelli Brooks, Board Member, Strathmore Homeowners Association, re:  
South 40 LLC Power Purchase by BED (pf 10/21/13)  
\*waive the reading, accept the communication and place it on file

5.22. COMMUNICATION: Mayor Miro Weinberger, re: City Hall Internship Program  
\*waive the reading, accept the communication and place it on file

5.23. COMMUNICATION: Sylvia Holden, 189 North Avenue, re: Opposes F-35 basing at the  
Burlington Airport  
\*waive the reading, accept the communication and place it on file

5.24. COMMUNICATION: Elizabeth Mercer, 71 Rose Street, re: Opposes F-35 basing at the  
Burlington Airport  
\*waive the reading, accept the communication and place it on file

5.25. COMMUNICATION: Jeanne Keller, 27 Bilodeau Parkway, re: Opposes F-35 basing at the  
Burlington Airport  
\*waive the reading, accept the communication and place it on file

5.26. COMMUNICATION: Norman Baldwin, P.E., City Engineer/Assistant Director-Technical  
Services, re: Request special consideration to repave St. Paul Street  
between King and Maple in lieu of Excavation Fees  
\*waive the reading, accept the communication, place it on file and refer it to the Board of Finance

Councilor Mason did not vote on this item.

5.27. COMMUNICATION: Jeffrey A. Herwood, C/T Office, re: Muncil Payment Plan –  
054-2-062-000  
\*waive the reading, accept the communication and place it on file

5.28. COMMUNICATION: Hunter Rieseberg, Vermont League of Cities and Towns President, re:  
VLCT Board Sets DY15 Dues  
\*waive the reading, accept the communication, place it on file and send a copy to the Board of Finance

6. COMMUNICATION: Mayor Miro Weinberger, re: Proposed Maker Space in Memorial  
Auditorium

Peter Owens, CEDO Director, stated that he is pleased to be sitting with Michael Metz who has presented the idea of the Maker's Movement and Maker's Space. This was a new concept to him. It will be a collaborative space between art, technology and creativity. CEDO is excited about the economic development power that this kind of collaborative work has to generate new ideas and incubate new products and businesses. They are working with the generator group leading this effort to find short term opportunities to roll out pieces of this program in the City. One space they have been looking at is the Memorial Annex. Conversations are ongoing because the Maker's program is complex. They are also looking at longer term solutions, such as a piece of one of the PIAP proposals in the Moran Plant.

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Michael Metz, Generator, stated that he is here to answer questions. They plan to create a community accessible space that will have tools available including a woodworking shop, a welding shop, an electronics shop and a rapid prototyping shop. They have surveyed the market to determine what tools and classes are most desirable. There will be classes and projects around the tools and the community could access them. There would be a membership in the organization. There will be classrooms and spaces for individual artists and entrepreneurs. It is a mix-up of art, science, technology, entrepreneurship and creating new ideas. They exist all over the country. This will be of a small scale. They have three great things coming together. There is tremendous interest at this time from artists, the business community, entrepreneurs, philanthropists and the local educational institutions. They have a strong team of leaders. There are nine people with an incredibly diverse skill set and a track record of achieving things in the community working on this project. They will fundraise during their first year, but they hope to be self-sustaining in the second year. After the first year, any fundraising will be for scholarships.

Councilor Mason inquired what has driven the success or failure of these projects. Mr. Metz stated it is partnership and collaborations and the proximity of educational institutions that are interested in the space. UVM and Champlain College are both helping to push this forward. It is also very important to have a creative community, which Burlington has.

Councilor Bushor stated that she thinks this is great and it is what Burlington is about. She wondered if this would pull some people from Pine Street, but she does not think so because it has a very different flavor. Mr. Metz stated that he believes that Pine Street is where they belong long-term. However, it is not cheap right now and the City has been cooperative about short term lease rates. They have a difficult business model. Long term, they believe that the Maker's Space as well as BCA's Clay and Photography Studios should relocate to Pine Street near ReSource to support each other. Councilor Bushor stated that the communication from the Mayor links this with the ordinance that is coming forward. When the ordinance was brought before the Ordinance Committee there was no discussion about this. They did discuss making space available for Maker's Space and she supported it. Normally when there is a motivator to a Zoning Amendment that project comes in to the Committee. This did surprise her and she wishes it was disclosed at the Ordinance Committee. Mr. Metz stated that he thought it was mentioned and there was no attempt to misinform the Council. That building is not appropriately zoned for all of what they want to do. This does affect some other spaces in the City.

### 7. PUBLIC HEARINGS: COMPREHENSIVE DEVELOPMENT ORDINANCES:

- Adaptive Reuse and Residential Bonuses ZA 13-11
- Conditional Uses in Mixed Use Districts ZA 14-03
- Downtown Transition District Expansion ZA 14-04

City Council President Shannon opened the public hearings at 8:21 p.m.

David White, Planning and Zoning Director, stated that ZA 13-11 relates to Adaptive Reuse and residential bonuses. This is an amendment to the section of the Comprehensive Development Ordinance that deals with residential bonuses. There are two that are affected by this change- the adaptive reuse and the residential conversion bonus. The intent is to bring these two bonuses into alignment in terms of additional lot coverage and intensities that they permit. This will make them consistent with each other and the bonuses afforded through inclusionary zoning. Both of these bonuses are specific to situations where there is a non-conforming non-residential use in a residential area. This will facilitate the conversion to a conforming use. The second is ZA 14-03 which is a collection of changes to the use table. They were just talking to the Maker's Space which is a part of this. That is equivalent to a use they already have which is a machine and woodworking shop. This would be for that to be a conditional use in the mixed use district. The second use is food processing which is related to an interest in the community to provide community kitchens. The amendment would allow these types of activities as conditional uses in the transitional districts and the neighborhood districts. The final change has to do with automotive and

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vehicle repair. This would allow that activity as a conditional use in the neighborhood mixed use districts. This comes at a request to Dolan's Auto on North Winooski Avenue. It is a neighborhood oriented activity that they should allow and support. The final amendment is ZA 14-04 which is an expansion of the Downtown Transition District. This comes at the request of the property owner. It will take two properties on South Champlain Street that are currently surrounded by the Downtown Transition district and absorb them. This will facilitate the Brownfield remediation and adaptive reuse of those sites.

City Council President Shannon closed the public hearings at 8:27 p.m.

7.01. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE – Adaptive Reuse and Residential Bonuses ZA 13-11 (Planning Department, Planning Commission, Councilors Mason, Bushor, Paul: Ordinance Committee)(2<sup>nd</sup> reading)

Councilors Mason and Paul made a motion to waive the 2<sup>nd</sup> reading and adopt the ordinance.

Councilor Mason stated that these ordinances were considered by the Ordinance Committee. The only party who testified on them was the Planning and Zoning Office. There was some conversation on adaptive reuse related to lot coverage. They deferred to the Planning and Zoning Office to determine the appropriate number because he is not an expert in what would incentivize someone to convert something from a non-conforming use to a conforming use.

Councilor Bushor stated that her only concern is it gave an increase in the RL District because she thinks about neighborhoods and maintaining equilibrium. She supports the intent of taking a non-conforming and converting it to a conforming one.

Councilor Worden requested that clarification on building coverage relates to lot coverage without taking into account other lot coverage features. Mr. White stated that this is a situation that is specifically tied to the adaptive reuse of a historic building. They anticipate that there will be an expansion of the building. They want to allow that to facilitate that adaptive reuse. They are allowing that up to 125% of what exists. It needs to be proportional because the building may be large or small. They cannot give it a specific number because it is dependent on the size of the preexisting building. Councilor Worden inquired if they are allowed a 25% increase or a 125% increase. Mr. White stated that they are allowed a 25% increase or 125% of what exists. Councilor Worden stated that the ordinance read an expansion of more than 125%. To him that sounds like a 100 square foot building could become 225. That is not the intent. They are talking about expansion of the building but the table refers to lot coverage. There are two things involved. The first is lot coverage which refers to the buildings, parking and sidewalks. This just refers to the building within a lot coverage table. Mr. White stated that the building may already consume the allotted amount of lot coverage. They are considering that there could be an addition that would expand the footprint of an existing building. Councilor Worden stated that could make it above the required lot coverage amount. Mr. White stated that is correct. He understands the confusion with the language.

Councilors Worden and Ayres made a motion to amend the ordinance to change each section of the table to say "expansion up to a total of 125% of the preexisting building coverage." The motion passed unanimously.

The motion to adopt the ordinance passed by a vote of 8-1 with City Council President Shannon voting against.

7.02. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE – Conditional Uses in Mixed Use Districts ZA 14-03 (Planning Department, Planning Commission, Councilors Mason, Bushor, Paul: Ordinance Committee) (2<sup>nd</sup> reading)



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Councilors Mason and Tracy made a motion to waive the 2<sup>nd</sup> reading and adopt the ordinance.

Councilor Tracy thanked them for getting this done quickly in a way that will enable Dolan's Auto to make some changes to their building. It is in an area in the Old North End that is about to see a lot of revitalization and development. The business owner would like to have a wheelchair accessible waiting room since he services a lot of vehicles from social service agencies that are used by people with disabilities. He is grateful for the work that was put into this.

The motion passed unanimously.

7.03. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE – Downtown Transition District Expansion ZA 14-04 (Planning Department, Planning Commission, Councilors Mason, Bushor, Paul: Ordinance Committee) (2<sup>nd</sup> reading)

Councilors Mason and Paul made a motion to waive the 2<sup>nd</sup> reading and adopt the ordinance. The motion passed unanimously.

7.04. COMMUNICATION: Assistant City Attorney Sturtevant, re: Public Hearing Notice: Burlington Comprehensive Development Ordinances-ZA-13-11, ZA-14-03 and ZA-14-04

Councilors Mason and Worden made a motion to waive the reading, accept the communication and place it on file. The motion passed unanimously.

8. ORDINANCE: COMPREHENSIVE DEVELOPMENT ORDINANCE – RCO-Recreation Greenspace Lot Coverage ZA 14-02 (Planning Department, Planning Commission)(1<sup>st</sup> reading)

Councilors Mason and Worden made a motion to consider this first reading and refer to the Ordinance Committee.

Councilor Bushor stated that she did not see a cover letter with this. David White, Planning and Zoning Director, stated that there should have been a memo from the Parks Director and maps of existing parks. Councilor Bushor inquired if there is a percentage of lot coverage for exemptions for low impact design stormwater management techniques. Mr. White stated that there is no maximum amount stated and it will be left to the Stormwater Administrator to determine whether or not it is appropriate technology.

The motion passed unanimously.

9. COMMITTEE REPORTS (5 mins.)

Councilors Tracy stated that they heard updates at their most recent Transportation, Energy and Utilities Committee about an exciting new parking initiative going on in the City to better assess how they are using parking. There will be a parking summit. They will be hearing from other cities who are dealing with the same issues. This is the first step and there will be a lot of process around this. It is an issue that they struggle with and it is exciting to see them taking some proactive efforts to resolve parking issues. They heard about facilitating solar permitting for residents. They also heard about putting in seasonally removable barriers between bike lanes and traffic.

City Council President Shannon stated that she has been working with the Clerk's Office to find a solution to their online agenda access. It has been a process to find an alternative. They have interviewed

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a number of companies and have narrowed it down. They will be asking for a presentation from that company.

10. COMMUNICATION: City Councilors, re: General City Affairs (oral)(10 mins.)

Councilor Bushor stated that she appreciated the communication regarding internships in the City. It was useful to know how successful it was from the people who served in that capacity. She heard a presentation about downtown parking improvements initiatives. She felt that the public sector was moving forward but that the user was not necessarily engaged. She hopes that people will remember those who come downtown to park. Some of the communications made it seem that the 2 hours of free parking was not advantageous but she feels that it is. She hopes they will look at the customer and what brings them downtown. More people are online shopping so stores are working to bring people downtown. As they understand what they need to do with their infrastructure, they need to remember what they need to do to bring people downtown.

Councilor Ayres stated that the Charter Change Committee has been working to evaluate the commission appointment process. They have distributed a survey about the process to all current commissioners and recent applicants. He hopes that people will fill them out to inform their deliberations.

City Council President Shannon stated that it is important that Councilors notify her when they will not make meetings, as they are getting close to not having a quorum.

11. COMMUNICATION: Mayor Weinberger, re: General City Affairs (oral)(5 mins.)

Mayor Weinberger stated that they have been working to secure a consultant for the Diversity and Equity Strategic Planning process. They received four proposals. The Committee evaluated the proposals and selected a partnership with Curtis Reed and Mary Gannon. They began their work the day they were selected.

They have had success with their internship program in the past year and will continue their efforts in the next year. He is impressed by the energy and additional capacity the program has brought to City Hall.

There was a Partnership for Change learning conversation this past weekend which was the first broad event of the New Year. It was encouraging to see the organization continue to make progress under the leadership of its new Executive Director.

The Hack the Stacks event took place at the Library. It resulted in new applications being created for the Library. It was an example of the new energy and initiatives going on at the Library.

He viewed MisLEAD, a documentary by Tamara Rubin in Contois Auditorium. It will be broadly disseminated, but they had one of the early screenings. It was a great way to mark lead poisoning prevention week. It was a great way to bring attention to the dangers of lead poisoning and the resources available in CEDO to mitigate those dangers.

There will be a press conference at the Airport to report new air service developments. They will be holding the Pension Summit. It would be welcome to have a strong Council attendance to address this important issue. There will also be a Parking Summit. No conclusions have yet been drawn about changes to the parking system. The summit is about raising the profile about policy decisions that go into proper management in the downtown. His sense is that the meetings that have been held by CEDO and the Business Community have been aimed at the question of improving customer experience in Burlington. They hope to keep the downtown as vibrant as possible, which is why they are reviewing the system.

12. COMMUNICATION: Eileen Blackwood, City Attorney and Bob Rusten, CAO, re:

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Litigation (oral)

On a motion by Councilors Paul and Ayres the City Council went into executive session at 8:58 p.m. to discuss Litigation and Burlington Telecom and a real estate contract where premature disclosure would place the City at a substantial disadvantage. Present were: see above. David Provost, Burlington Telecom Advisory Board, and attorneys from Burak, Anderson, Melloni were present for the Burlington Telecom issue only.

13. COMMUNICATION: Eileen Blackwood, City Attorney, re: Burlington Telecom (oral)

Without objection, the City Council went out of executive session at 9:45 p.m.

14. ADJOURNMENT

Without objection, the Regular City Council Meeting unanimously adjourned at 9:45 p.m.

Attest:

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Lori Olberg, Licensing, Voting & Records Coordinator and Amy Bovee, Executive Secretary